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**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
WESTERN DIVISION**

TIMOTHY MINH HA,

Petitioner,

v.

B. BIRKHOLZ,

Respondent.

No. 2:24-cv-07109-ODW-BFM

**ORDER ACCEPTING  
MAGISTRATE JUDGE'S  
REPORT AND  
RECOMMENDATION**

Pursuant to 28 U.S.C. § 636, the Court has reviewed the Petition, the records and files herein, the Magistrate Judge's Report and Recommendation, and Petitioner's Objections to the Report and Recommendation. The Court has engaged in a de novo review of those portions of the Report and Recommendation to which objections have been made. The Court accepts the recommendations of the Magistrate Judge.

**ACCORDINGLY, IT IS ORDERED:**

1. The Report and Recommendation is accepted.
2. The Petition is denied.
3. Judgment shall be entered dismissing this action with prejudice.

1           4.     The Court Clerk shall serve this Order and the Judgment on all  
2 counsel or parties of record.



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4 DATED: \_May 23, 2025

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HONORABLE OTIS D. WRIGHT, II  
UNITED STATES DISTRICT JUDGE